

---

## FAX TRANSMITTAL COVER SHEET

---

**CONLEY ROSE, P.C.**  
**5700 Granite Parkway, Suite 330**  
**Plano, Texas 75024-6616**  
Telephone Number: (972) 731-2288  
Fax Number: (972) 731-2289

**RECEIVED**  
**CENTRAL FAX CENTER**  
**JAN 20 2006**

---

**PLEASE DELIVER THE FOLLOWING PAGES IMMEDIATELY TO:**

---

**NAME:** Mail Stop: After Final; Group Art Unit 1764  
Examiner Thuan D. Dang  
United States Patent and Trademark Office

**FAX:** (571) 273-8300

**FROM:** Rodney B. Carroll

**DATE:** January 20, 2006

**RE:** U.S. Patent Application Serial No. 10/056,137  
Filing Date: January 24, 2002  
Atty Docket: 09/660,450US1 (4081-01701)  
Amendments and Response to Final Office Action of November 22, 2005 (8 pgs)  
Declaration to Disqualify Commonly Owned US Patent 6,291,733 in accordance  
with 37 CFR § 1.130 (1 pg)  
Terminal Disclaimer (1 pg)  
Fee Transmittal (1 pg)

Total Number of Pages (Including Cover Page): 12

---

**IF YOU DO NOT RECEIVE ALL THE PAGES,  
PLEASE CALL IMMEDIATELY**

*This facsimile and the information it contains is intended to be a confidential communication only to the person or entity to whom it is addressed. If you have received this facsimile in error, please notify us by telephone at the above telephone number and return the original to this office by mail.*

---

PTO/SB/17 (12-04)

Approved for use through 07/31/2008. OMB 0651-0032  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

Effective on 12/08/2004.  
Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).**FEE TRANSMITTAL**  
**For FY 2005**☐ Applicant claims small entity status. See 37 CFR 1.27**TOTAL AMOUNT OF PAYMENT** (\$)**130.00****Complete if Known**

|                      |                           |
|----------------------|---------------------------|
| Application Number   | 10/056,137                |
| Filing Date          | January 24, 2002          |
| First Named Inventor | Brooke L. Small           |
| Examiner Name        | Thuan D. Dang             |
| Art Unit             | 1764                      |
| Attorney Docket No.  | 09/660450US1 (4081-01701) |

**RECEIVED**  
**CENTRAL FAX CENTER**  
**JAN 20 2006****METHOD OF PAYMENT (check all that apply)**☐ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): \_\_\_\_\_☒ Deposit Account Deposit Account Number: 50-1515 Deposit Account Name: Conley Rose, P.C.

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 ☒ Credit any overpayments**WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**FEE CALCULATION****1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

| Application Type | FILING FEES |                       | SEARCH FEES |                       | EXAMINATION FEES |                       | Fees Paid (\$) |
|------------------|-------------|-----------------------|-------------|-----------------------|------------------|-----------------------|----------------|
|                  | Fee (\$)    | Small Entity Fee (\$) | Fee (\$)    | Small Entity Fee (\$) | Fee (\$)         | Small Entity Fee (\$) |                |
| Utility          | 300         | 150                   | 500         | 250                   | 200              | 100                   |                |
| Design           | 200         | 100                   | 100         | 50                    | 130              | 65                    |                |
| Plant            | 200         | 100                   | 300         | 150                   | 160              | 80                    |                |
| Reissue          | 300         | 150                   | 500         | 250                   | 600              | 300                   |                |
| Provisional      | 200         | 100                   | 0           | 0                     | 0                | 0                     |                |

**2. EXCESS CLAIM FEES**

| Fee Description   | Fee (\$) | Small Entity Fee (\$) |
|---|----------|-----------------------|
| Each claim over 20 or, for Reissues, each claim over 20 and more than in the original patent            | 50       | 25                    |
| Each independent claim over 3 or, for Reissues, each independent claim more than in the original patent | 200      | 100                   |
| Multiple dependent claims   | 360      | 180                   |

|                     |                     |                 |                      |                                  |                 |                      |
|---------------------|---------------------|-----------------|----------------------|----------------------------------|-----------------|----------------------|
| <b>Total Claims</b> | <b>Extra Claims</b> | <b>Fee (\$)</b> | <b>Fee Paid (\$)</b> | <b>Multiple Dependent Claims</b> | <b>Fee (\$)</b> | <b>Fee Paid (\$)</b> |
| - 20 or HP =        | x                   | 50.00           | =                    | 0.00                             |                 |                      |

HP = highest number of total claims paid for, if greater than 20

|                      |                     |                 |                      |
|----------------------|---------------------|-----------------|----------------------|
| <b>Indep. Claims</b> | <b>Extra Claims</b> | <b>Fee (\$)</b> | <b>Fee Paid (\$)</b> |
| - 3 or HP =          | 0                   | x               | 200.00               |
|                      |                     | =               | 0.00                 |

NP = highest number of independent claims paid for, if greater than 3

**3. APPLICATION SIZE FEE**

If the specification and drawings exceed 100 sheets of paper, the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

|                     |                     |   |                 |                                    |
|---------------------|---------------------|---|-----------------|------------------------------------|
| <b>Total Sheets</b> | <b>Extra Sheets</b> | <b>Number of each additional 50 or fraction thereof</b> | <b>Fee (\$)</b> | <b>Fee Paid (\$)</b>               |
| - 100 =             | 0                   | / 50 =  | 0               | (round up to a whole number) x 0 = |
|                     |                     |   |                 | 0.00                               |

**4. OTHER FEE(S)**

Non-English Specification, \$130 fee (no small entity discount)

Other: Terminal Disclaimer

**Fees Paid (\$)**

0.00

130.00

**SUBMITTED BY**

|                                      |   |                          |
|--------------------------------------|---|--------------------------|
| Signature                            | Registration No. 39,624<br>(Attorney/Agent) | Telephone (972) 731-2288 |
| Name (Print Type): Rodney B. Carroll |   | Date 1-20-06             |

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.